

## Message Text

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70

ACTION ARA-20

INFO OCT-01 ISO-00 L-03 SAB-01 AID-20 AGR-20 EB-11 CIAE-00

INR-10 NSAE-00 RSC-01 DRC-01 /088 W

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R 152159Z FEB 74

FM AMEMBASSY PANAMA

TO SECSTATE WASHDC 9851

INFO AMEMBASSY MEXICO CITY

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DEPT PASS USDA/APHIS FOR HEJL; MEXICO FOR MEYER

E.O. 11652: N/A

TAGS: EAGR, PN

SUBJECT: AMENDMENT TO U.S.-PANAMA FMD AGREEMENT

REF: PANAMA 80, PANAMA A-17 OF JANUARY 25, 1974

SUMMARY: FOREIGN OFFICE HAS COMPLETED LEGAL REVIEW OF DRAFT AMENDMENT TO FMD AGREEMENT AND SENT COMMENTS TO MINISTRY OF AGRICULTURAL DEVELOPMENT (MIDA) WHICH CITE A NUMBER OF OBJECTIONS. EMBASSY FORWARDING TRANSLATION BY AIRGRAM FOR DEPARTMENT'S INFO BUT HAS NOT YET RECEIVED ANY FORMAL STATEMENT FROM GOP. END SUMMARY.

1. ON JANUARY 28, 1974, THE LEGAL ADVISOR OF FOREIGN MINISTRY SENT TO MIDA COMMENTS ON DRAFT AMENDMENT TO FMD AGREEMENT. A NUMBER OF PROCEDURAL AND SEVERAL SUBSTANTIVE OBJECTIONS WERE MADE. THE EMBASSY HAS OBTAINED A COPY OF FOREIGN MINISTRY LEGAL ADVISOR'S COMMENTS NOW UNDER STUDY BY MIDA. AN AIRGRAM ON THE SUBJECT IS BEING PREPARED WHICH WILL FORWARD TRANSLATION OF FOREIGN OFFICE COMMENTS.

2. THE MAJOR OBJECTION BY FOREIGN OFFICE WAS TO A PROVISION TO THE AMENDMENT UNDER SECTION (D) "OTHER TERMS AND CONDITIONS", WHICH CONTAINS A FINANCIAL REQUIREMENT OF AID, PROVIDING FOR RIGHT OF INSPECTION OF SITES, ACCOUNTS, AND ANY OTHER US FUNDED

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ACTIVITIES BY US GOVERNMENT REPRESENTATIVES AND THE RIGHT OF US

TO DEMAND REIMBURSEMENT FOR ANY IMPORPERLY DISBUSED FUNDS. SINCE THE AMENDMENT SPECIFIES ELSEWHERE THAT THE US NAMED CO-DIRECTOR WILL HAVE TO APPROVE DISBURSEMENT IN THE FIRST PLACE AND THAT PROPER ACCOUNTS MUST BE KEPT, FOREIGN OFFICE CONSIDERS THIS PROVISION UNNECESSARY.

3. ON FEBRUARY 11, 1974, THE LEGAL ADVISOR OF MIDA AND ITS TECHNICIANS MET TO DISCUSS THE OBJECTIONS OF FOREIGN MINISTRY. THEIR VIEW OF THE DRAFT AMENDMENT HAS BEEN COMPLETED. A CLEAN DRAFT IS TO BE PREPARED FOR USE IN CONSULTATIONS BETWEEN FOREIGN MINISTRY LEGAL ADVISOR AND MIDA'S LEGAL ADVISOR SCHEDULED FEBRUARY 15. MIDA HAS PROMISED TO FURNISH EMBOFF COPY OF THIS DRAFT AFTER MEETING IS HELD.

4. EMBASSY WOULD APPRECIATE RECEIVING COPY OF ENGLISH LANGUAGE VERSION OF DRAFT AMENDMENT PER A-;17 OF JAN. 25, 1974.  
SAYRE

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENT DRAFT, AGRICULTURAL DEVELOPMENT, AGRICULTURAL AGREEMENTS, AMENDMENTS, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 15 FEB 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974PANAMA01000  
**Document Source:** CORE  
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**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** AMENDMENT TO U.S.-PANAMA FMD AGREEMENT  
**TAGS:** EAGR, PN  
**To:** STATE  
**Type:** TE  
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